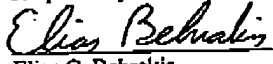


RECEIVED
CENTRAL FAX CENTER
SEP 10 2004

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Attorney Docket Number MLB-055CP1											
In re Application of F. Joseph Pompei													
Application Serial No. 09/300,022													
Filed: April 27, 1999													
Group Art Unit: 2644		Examiner: Pendleton, Brian T.											
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above entitled application.</p> <p>The requested extension and appropriate non-small-entity fee are as follows (check time period desired)</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;"><input type="checkbox"/> One month (37 CFR 1.17(a)(1))</td> <td style="width: 20%; text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Two months (37 CFR 1.17(a)(2))</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))</td> <td style="text-align: right;">\$ 950.00</td> </tr> <tr> <td><input type="checkbox"/> Four months (37 CFR 1.17(a)(4))</td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input type="checkbox"/> Five months (37 CFR 1.17(a)(5))</td> <td style="text-align: right;">\$</td> </tr> </table> <p><input type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27, therefore the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____.</p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Commissioner is hereby authorized to charge the required fee to Deposit Account No. 20-0531. Enclosed is a duplicate of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 20-0531.</p> <p><input checked="" type="checkbox"/> Return receipt postcard enclosed.</p> <p>I am the <input type="checkbox"/> assignee of record of the entire interest. <input type="checkbox"/> applicant. <input type="checkbox"/> attorney or agent of record. <input checked="" type="checkbox"/> attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). 47,416.</p>				<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$	<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$	<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ 950.00	<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$	<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$												
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$												
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ 950.00												
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$												
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$												
CORRESPONDENCE ADDRESS		SIGNATURE BLOCK											
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100		Date: June 4, 2004 Reg. No. 47,416 Tel. No.: (617) 310-8424 Fax No.: (617) 248-7100 Respectfully submitted,  Elias C. Behrakis Attorney for Applicant Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110											

3076169

232694

Testa, Hurwitz & Thibault, LLP
125 High Street
Boston, MA 02110

Fleet Bank, N.A.
Boston, Massachusetts 02110

5-38/110

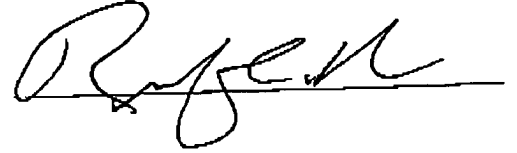
Date:

June 4, 2004

Pay: Nine hundred fifty and 00/100***** \$ ***950.00***

PAY
TO THE
ORDER OF: Director of U.S. Patent & Trademark Office

Testa, Hurwitz & Thibault, LLP



MLB-058CP1 (6992/53) 09/300,072

SECURITY FEATURES INCLUDED. DETAILS ON BACK. 1

⑈ 23 26 94 ⑈ ⑆ 0 1 1 0 0 0 3 9 0 ⑆ 5 1 2 ⑈ 3 8 3 1 7 ⑈

Payee: Director of U.S. Patent & Trademark Office
Vendor ID: DIREUS

Check #: 232694
Check Date: 06/04/2004

Invoice Num	Invoice Date	Reference	Invoice Amount	Discount Taken	Amount Paid
104958	06/04/2004		950.00	0.00	950.00
Totals:			\$950.00	\$0.00	\$950.00

MLB-055CP1 (6992/53)
: "RECEIVED" stamp of the Patent Office imprinted hereon acknowledges the filing

Transmittal Form (1 pg); Fee Transmittal (1 pg); Amendment and Response (15 pgs);
Petition for Extension of Time Under 37 CFR 1.136(a) (3 month) (1 pg); A check in the
amount of \$950.00; Certificate of First Class Mailing (1 pg); and this Return Receipt
Postcard.

Name of Applicant: F. Joseph Pompei

Intf. or Serial Number: 09/300,022

Attorney: SJFrank/ECBehrakis

Date: June 4, 2004
3076162

MLB-055CP1 (6992/53)
The "RECEIVED" stamp of the Patent Office imprinted hereon acknowledges the filing
of:

Transmittal Form (1 pg); Fee Transmittal (1 pg); Amendment and Response (15 pgs);
Petition for Extension of Time Under 37 CFR 1.136(a) (3 month) (1 pg); A check in the
amount of \$950.00; Certificate of First Class Mailing (1 pg); and this Return Receipt
Postcard.

Name of Applicant: F. Joseph Pompei

Intf. or Serial Number: 09/300,022

Attorney: SJFrank/ECBehrakis

Date: June 4, 2004
3076162



FEE TRANSMITTAL FY 2004

Complete if Known

Application Serial Number 09/300,022
 Filing Date April 27, 1999
 First Named Inventor F. Joseph Pompei
 Group Art Unit 2644
 Examiner Name Pendleton, Brian T.
 Attorney Docket No. MLB-055CPI

METHOD OF PAYMENT

1. ☒ Payment Enclosed:
☒ Check (\$950.00)
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.
☐ Required Fees (copy of this sheet enclosed).
☒ Additional fee required under 37 CFR 1.16 and 1.17.
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

FEE CALCULATION

1. FILING FEE

Large Entity Fee (\$)	Fee Description	Fee Paid
770	Utility filing fee	
340	Design filing fee	
160	Provisional filing fee	

Number Filed	Number Extra	Rate	Amount
--------------	--------------	------	--------

Total Claims - 20 = x \$ 18.00 =

Independent Claims - 3 = x \$ 86.00 =

☐ Multiple Dependent Claim(s), if any \$290.00 =

TOTAL:

SMALL ENTITY DISCOUNT:

SUBTOTAL (1) (\$) 0.00

2. AMENDMENT CLAIM FEES

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
-------------------------------	---------------------------------	---------------	------	----------

Total - = x \$ 18.00 =

Indep. - = x \$ 86.00 =

☐ First Presentation of Multiple Dep. Claim + \$290.00 =

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$) 0.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	Request for ex parte reexamination	
110	55	Extension for reply within first month	
420	210	Extension for reply within second month	
950	475	Extension for reply within third month	950.00
1480	740	Extension for reply within fourth month	
2010	1005	Extension for reply within fifth month	
330	165	Notice of Appeal	
330	165	Filing a brief in support of an appeal	
290	145	Request for oral hearing	
130	130	Petitions to the Commissioner	
180	180	Submission of Information Disclosure Statement	
770	385	Filing a submission after final rejection (37 CFR 1.129(a))	
770	385	For each additional invention to be examined (37 CFR 1.129(b))	
100	100	Certificate of Correction for applicant's error	
110	55	Submission of Terminal Disclaimer	

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$) 950.00

SUBTOTAL (1) 0.00

SUBTOTAL (2) 0.00

SUBTOTAL (3) 950.00

TOTAL (\$) 950.00

CORRESPONDENCE ADDRESS

Direct all correspondence to:

Patent Administrator
 Testa, Hurwitz & Thibault, LLP
 High Street Tower-125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100

SIGNATURE BLOCK

Respectfully submitted,

Elias C. Behrakis

Date: June 4, 2004
 Reg. No.: 47,416
 Tel. No.: (617) 310-8424
 Fax No.: (617) 248-7100

Elias C. Behrakis
 Attorney for Applicant
 Testa, Hurwitz & Thibault, LLP
 High Street Tower-125 High Street
 Boston, MA 02110

3076170